



CRL OP(MD). No.19171 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03.11.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD)No.19171 of 2025

1.Pitchaikani

2. Pandiyaraj

... Petitioners/Accused 7 & 8

Versus

The State of Tamilnadu,
Rep by the Sub Inspector of Police,
Thiruthangal Police Station,
Virudhunagar District.
(Crime No.361 of 2025)

... Respondent/Complainant

For Petitioners : Mr.M.Jothi Basu

For Respondent : Mr.S.S.Manoj
Government Advocate (Crl. side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No.361 of 2025 on the file of the respondent police.

1/6



CRL OP(MD). No.19171 of 2025

ORDER : The Court made the following order :-

The petitioners/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 420, 464, 465, 467, and 471 of IPC, in Crime No.361 of 2025, seek anticipatory bail.

2. The case of the prosecution is that A-1 allegedly created a fake legal heir certificate for her husband and executed and registered documents in 2021 and 2022 in favour of her son and daughters. The complainant says that the legal heir certificate and documents are forged, and A-7 & 8 attested the forged document. Hence, the compliant.

3. The learned counsel appearing for the petitioners submits that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submits that A-1 created a fake legal heir certificate



CRL OP(MD). No.19171 of 2025

and executed forged documents in 2021 and 2022 in favour of her children, which were attested by A-7 and A-8. Therefore, he opposed for grant of anticipatory bail to the petitioners.

5. Taking into consideration of the facts and circumstances of the case and also considering the fact that the petitioners are only witnesses to the alleged forged document, this Court is inclined to grant anticipatory bail to the petitioners.

6. Accordingly, this Petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.II, Sivakasi, Virudhunagar District, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/-(Rupees Ten Thousand only) each with two sureties, each for a like sum to the satisfaction of the respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further conditions that:



CRL OP(MD). No.19171 of 2025

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(a) the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioners shall report before the respondent police daily at 10.30 a.m for a period of one week and thereafter, as and when required for interrogation.

(c) the petitioners shall not tamper with evidence or witness either during investigation or trial;

(d) the petitioners shall not abscond either during investigation or trial;

(e) on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in *P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]*; and;



CRL OP(MD). No.19171 of 2025

(f) if the accused thereafter abscond, a fresh FIR can be

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(S S Y J)
03.11.2025

jbr

To

1. The Judicial Magistrate No.II,
Sivakasi, Virudhunagar District.
2. The Inspector of Police,
Thiruthangal Police Station,
Virudhunagar District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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CRL OP(MD). No.19171 of 2025

S.SRIMATHY,J.

jbr

ORDER
IN
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